



## MEMORANDUM

Agenda Item No. 7(O)(1)(B)

TO: Honorable Chairperson Barbara Carey-Shuler, Ed.D.  
and Members, Board of County Commissioners

DATE: July 13, 2004

FROM: George M. Burgess  
County Manager

SUBJECT: Waiver of Formal  
Bid Procedures

### **RECOMMENDATION**

It is recommended that the Board waive formal bid procedures for the purchase of goods and services pursuant to Section 4.03(D) of the Home Rule Charter in the best interest of the County.

### **BACKGROUND**

#### **Section 1 SOLE SOURCES**

A sole source purchase is the procurement of a good or service under Administrative Order 3-38 for which there is no other vendor who can compete to provide the good or service, and an equal product or service is not available from any other supplier.

#### **Section 2 BID WAIVERS**

A bid waiver is a purchase of a good or service under Administrative Order 3-38 without formal competitive bidding when it is in the best interests of the County. A bid waiver is when no competition was obtained, and negotiations took place with the vendor to formulate the contract.

Item 2.1 (Close Circuit TV (CCTV) Inspection System Repair Services and Original Equipment Manufacturer (OEM) Replacement Parts) is a replacement contract to provide repair services and original equipment manufacturer (OEM) replacement parts for WASD's closed circuit TV (CCTV) pipeline inspection system used to inspect and repair the sewage system.

#### **Section 3 COMPETITIVE BID WAIVERS**

A bid waiver is a purchase of a good or service under Administrative Order 3-38 without formal competitive bidding when it is in the best interests of the County. A "competitive" bid waiver is when bids, quotes or proposals were sought from multiple vendors and competition was obtained "in fact," although not adhering to all of the standards for full and open competition prescribed by Section 2-8.1 of the County Code and Administrative Order 3-38.

See Section 4, Contract Measures, below.

None

#### **Section 4 CONTRACT MEASURES/REQUEST TO ADVERTISE**

Minority business measures are applied to the purchase of goods and services as determined by the County's Review Committee in accordance with the requirements of Administrative Orders 3-3, Black Business Enterprise Program; 3-17, Hispanic Business Enterprise Program; and 3-18, Women Business Enterprise Program. Upon approval of these contract measures by the Board, an invitation to bid will be issued for competition among certified firms to establish a contract for the purchase of these items.

None

#### **Section 5 EMERGENCY PURCHASES**

An emergency purchase under Administrative Order 3-38 is an unforeseen or unanticipated urgent and immediate need for goods or services where the protection of life, health, safety or welfare of the community or the preservation of public properties would not be possible using any of the other purchasing methods described in Administrative Order 3-38 including bid waiver. Whenever feasible, staff solicits at least three competitive quotes.

An emergency purchase was utilized as an interim measure for Item 5.1 (Mobile Fuel Delivery) to deliver mobile fuel to the landfill sites for Solid Waste equipment such as bulldozers, compactors, loaders, trucks and other heavy equipment.

Emergency, short-term purchases, using competitively-obtained hourly rates, were utilized for Items 5.2 and 5.3 (Janitorial Services for Groups 1, 2 and 3 under Bid No. 7505-3/08) pending award of the new consolidated contract for janitorial services at the Metrorail stations and parking facilities.

#### **Section 6 NONCOMPETITIVE CONTRACT MODIFICATIONS**

A noncompetitive contract modification is when the requested supplemental allocation for goods or services exceeds the scope of the original contract award and allocation representing, therefore, a waiver of the competitive bidding process under Administrative Order 3-38 for the additional goods and services.

Item 6.1 (G.R.E.A.T. Promotional Items, Youth Program) is for additional authority under this bid waiver contract due to new federal funds obtained by MDPD for the Gang Resistance Education and Training (G.R.E.A.T) program.

Item 6.2 (Microwave Data System Radio Equipment Parts and Repairs) is for additional spending authority and time to allow WASD to continue to expand the existing radio system that is the communication component of the Supervisory Control and Data Acquisition (SCADA) system.

Item 6.3 (Quicklime) is for additional spending authority to purchase quicklime, the principal chemical used by WASD in the water treatment process.

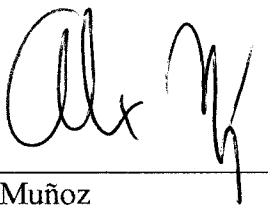
Item 6.4 (Process Control System (SCADA)) is for additional spending authority and time to allow WASD to expand the existing Supervisory Control and Data Acquisition (SCADA) system.

Item 6.5 (Original Equipment Manufacturer (OEM) Replacement Parts “Steco” Brand Transfer Trailers) is for additional money to allow GSA to purchase replacement parts to repair trailers while a competitive bid is solicited and awarded.

**Section 7      CONFIRMATION (UNAUTHORIZED) PURCHASES**

A confirmation purchase is the ratification action that authorizes a prior unauthorized purchase under Administrative Order 3-38.

Item 7.1 (Victim Information/Notification Program) is to pay outstanding invoices incurred between July 1, 2002 and March 31, 2004 for services provided under the Victim Information/Notification Program

A handwritten signature in black ink, appearing to read 'Alex Muñoz', is written over a horizontal line.

Alex Muñoz  
Assistant County Manager



# MEMORANDUM

(Revised)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.  
and Members, Board of County Commissioners

DATE: July 13, 2004

FROM:   
Robert A. Ginsburg  
County Attorney

SUBJECT: Agenda Item No. 7(O)(1)(B)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved \_\_\_\_\_ Mayor

Veto \_\_\_\_\_

Override \_\_\_\_\_

Agenda Item No. 7 (O) (1) (B)

7-13-04

RESOLUTION NO. \_\_\_\_\_

RESOLUTION WAIVING COMPETITIVE BIDDING FOR THE  
PURCHASE OF CERTAIN GOODS AND AUTHORIZING THE  
COUNTY MANAGER TO AWARD SAME AND EXECUTE  
OPTIONS TO RENEW

WHEREAS, the County Manager recommends to this Board to waive formal bid procedures for the purchase of specific items and services which cannot be purchased under normal bid procedures ,

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board finds it is in the best interest of Miami-Dade County to waive formal bid procedures for the purchase of specific goods and services and to authorize the County Manager to award such contracts and execute options to renew established thereunder, pursuant to Section 4.03(D) of the Home Rule Charter and of the County Code by a two-thirds (2/3s) vote of the Board members present.

The foregoing resolution was offered by Commissioner

, who moved its adoption. The motion was seconded by  
Commissioner , and upon being put to a vote, the vote was as  
follows:

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Dr. Barbara Carey-Shuler, Chairperson  
Katy Sorenson, Vice-Chairperson

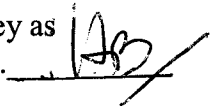
Bruno A. Barreiro  
Betty T. Ferguson  
Joe A. Martinez  
Dennis C. Moss  
Natacha Seijas  
Sen. Javier D. Souto

Jose "Pepe" Diaz  
Sally A. Heyman  
Jimmy L. Morales  
Dorrin D. Rolle  
Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this  
13th day of July, 2004. This Resolution and contract, if not vetoed, shall become  
effective in accordance with Resolution No. R-377-04.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by County Attorney as  
to form and legal sufficiency. 

Hugo Benitez

By: \_\_\_\_\_  
Deputy Clerk

It is recommended that the Board of County Commissioners waive the use of the formal bidding process for all the items listed in the package pursuant to Section 4.03 (D) of the Home Rule Charter in the best interests of the County.

**SECTION # 1**  
**SOLE SOURCES**

None

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**SECTION # 2**  
**BID WAIVERS**

**2.1**

**BID NUMBER:**

BW7571-2/08

**Title:**

Closed Circuit TV (CCTV) Inspection System Repair Services and Original Equipment Manufacturer (OEM) Replacement Parts

**Description:**

To establish a replacement contract to provide repair services and original equipment manufacturer (OEM) replacement parts for the closed circuit TV (CCTV) pipeline inspection system manufactured by Cues, Inc. that is used by WASD to inspect and repair the sewage system.

**Department(s)**

WASD

**Allocation(s)**

\$650,000.00

**Term of Contract:**

Two years

**Option(s) to Renew:**

Two one-year options to renew

**Vendor(s):**

Elxsi, Inc. d/b/a Cues, Inc.

**Estimated Contract Usage:**

\$650,000.00

**Review Committee**

**Recommendation:**

No measure; insufficient availability.

**Review Committee Date:**

February 18, 2004; Item #2-09

**Living Wage:**

Not applicable, the services to be provided are not a "covered service" under the ordinance.

**Justification:**

Authorization is requested to establish a replacement contract to provide repair services and original equipment manufacturer (OEM) replacement parts for WASD's closed circuit TV (CCTV) pipeline inspection system used to inspect and repair the sewage system.

This equipment is used to televise the inside of the sewer pipes to identify and repair defects and evaluate the condition of the sewer system. Water and Sewer has approximately \$2,900,000.00 invested in the CCTV

pipeline inspection and repair system manufactured by Cues, Inc. to include 12 trucks fitted with inspection and repair equipment.

The system was originally purchased between 1990 and 1996 through the competitive bidding process and, in some instances, through sole source purchases. In each case, the resulting vendor was Cues, Inc. While there are several other manufacturers of similar equipment, due to the proprietary nature of these systems, none of them are equipped to provide parts or repairs to systems other than their own. It is, therefore, more cost effective to maintain the existing system than to discard and replace it with a new or different system.

The Department of Procurement Management engaged in direct negotiations with Cues, Inc. which produced the following benefits for the County:

- 7% discount from the Cues published price list
  - Labor rate of \$70.00/hour which represents no increase from the previous contract
  - All UPS ground shipping included
  - Fixed pricing for the initial term as well as the two option to renew years
-

**SECTION # 3**  
**COMPETITIVE BID WAIVERS**

None

**SECTION #4**  
**CONTRACT MEASURES**

None

**SECTION #5**  
**EMERGENCY PURCHASES**

**5.1**

**BID NUMBER:**

E7568-0/04

**Title:**

Mobile Fuel Delivery

**Description:**

To supply and deliver fuel to the landfill sites for Solid Waste equipment.

**Department:**

Solid Waste Mgmt.

**Allocation:**

\$290,000.00

**Term of Contract:**

Six months (February 13, 2004 to July 13, 2004)

**Review Committee**

**Recommendation:**

No measure; due to insufficient availability.

**Review Committee Date:**

February 18, 2004; Item #2-07

**Living Wage:**

Not applicable, the services to be provided are not a "covered service" under the ordinance.

**Vendor(s):**

Osher Oil Corporation d/b/a Costa Oil Co.

**Estimated Contract Usage:**

\$290,000.00

**Justification:**

Retroactive authorization to February 13, 2004 is necessary for the supply and delivery of fuel to the landfill sites for Solid Waste equipment such as bulldozers, compactors, loaders, trucks and various other equipment.

These services were previously awarded under Bid No. 5385-0/02. Due to substantial increases in fuel prices and delivery expenses affecting the entire state of Florida, the incumbent vendor was unable to continue to provide services at the contract price. An emergency purchase, therefore, was necessary on an interim basis to continue to obtain the required fuel services pending the competitive solicitation and award of a new replacement contract.

Award of the replacement contract under the Manager's delegated authority is anticipated to take effect July 14, 2004.

Target date for new  
contract to be in place: July 14, 2004

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## 5.2

### **BID NUMBER:**

E7630-0/04-LW

Title: Janitorial Services for **Group 2** under Bid No. 7505-3/08

Description: To provide janitorial services to the Government Center, Overtown, Culmer, Civic Center, Santa Clara, Allapattah, and Earlington Heights Metrorail stations and the Earlington Heights Metrorail Parking facility.

### Department:

MDT

### Allocation:

\$279,650.00

Term of Contract: Five months (May 1, 2004 through September 30, 2004)

### Review Committee

Recommendation: BBE Set aside

Review Committee Date: June 2, 2004

Living Wage: The services to be provided are a "covered service" under the ordinance and the Living Wage is included in the solicitation.

Vendor(s): N & K Enterprises, Inc.

Estimated Contract Usage: \$279, 650.00

Justification: Retroactive authorization to May 1, 2004 is necessary to provide janitorial services for metrorail stations and parking facilities. This five-month emergency contract covers the interim time pending award of a new, long-term contract that will be awarded in September 2004 and is the consolidation of two previous contracts.

The contract provides janitorial services such as daily sweeping, trash collection and removal, spot-cleaning spills, cleaning of restrooms, cleaning of graffiti, as well as monthly and semi-annually maintenance of several areas.

These services were originally awarded under two contracts that were to expire on April 30, 2004. The Department of Procurement Management worked with the Transit Department to consolidate the two contracts into one and to divide the newly consolidated contract into three groups in order to increase opportunities for vendor participation.

These actions made it possible for the application of minority business measures to all three groups. **Group 2**, Government Center to Brownsville Station, was set aside for bidding solely among BBE firms, and a BBE bid preference was assigned to **Group 1**, Tail Track Building, and to **Group 3**, Martin Luther King Station to Lehman Center Complex. More time than anticipated was required to complete the consolidated contract specifications, and the vendor declined to continue to perform for an additional three-month period.

In the meantime, the new consolidated contract was prepared, issued, opened and evaluated. The bids submitted, however, exceeded the department's budget.

For the interim period, DPM and Transit, proceeded to negotiate with the low bidder under the new consolidated contract for **Group 2**, and succeeded in incorporating the new, competitively bid hourly unit prices into this short-term emergency award, as well as reducing the work hours per week from approximately 1328 to 1108 due to changes in the metrorail schedule and budgetary constraints.

Target date for new  
contract to be in place:      October 1, 2004

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### 5.3

**BID NUMBER:**

E7631-0/04-LW

Title: Janitorial Services for **Groups 1 and 3** under Bid No. 7505-3/08

Description: To provide janitorial services to the following Metrorail facilities: Tail Track Building, Dadeland South, Dadeland North, Dadeland North Garage, South Miami Station, South Miami Parking Garage, University, Douglas Road, Douglas Road Pedestrian Overpass, Coconut Grove, Vizcaya, Brickell, Brownsville, Martin Luther King, Northside, Tri Rail, Hialeah, Station Overpass, Okeechobee Station and Garage, Palmetto and Lehman Center Complex.

Department:  
MDT

Allocation:  
\$550,000.00

Term of Contract: Five months (May 1, 2004 through September 30, 2004)

Review Committee  
Recommendation: BBE Bid Preference

Review Committee Date: June 2, 2004

Living Wage: The services to be provided are a "covered service" under the ordinance and the Living Wage is included in the solicitation

Vendor(s): TCB Systems, Inc.

Estimated Contract Usage: \$550,000.00

Justification: Retroactive authorization to May 1, 2004 is necessary to provide janitorial services for metrorail stations and parking facilities. This five-month emergency contract covers the interim time pending award of a new, long-term contract that will be awarded in September 2004 and is the consolidation of two previous contracts.

The contract provides janitorial services such as daily sweeping, trash collection and removal, spot-cleaning spills, cleaning of restrooms, cleaning of graffiti, as well as monthly and semi-annually maintenance of several areas.

These services were originally awarded under two contracts that were to expire on April 30, 2004. The Department of

Procurement Management worked with the Transit Department to consolidate the two contracts into one and to divide the newly consolidated contract into three groups in order to increase opportunities for vendor participation.

These actions made it possible for the application of minority business measures to all three groups. **Group 2**, Government Center to Brownsville Station, was set aside for bidding solely among BBE firms, and a BBE bid preference was assigned to **Group 1**, Tail Track Building, and to **Group 3**, Martin Luther King Station to Lehman Center Complex. More time than anticipated was required to complete the consolidated contract specifications, and the vendor declined to continue to perform for an additional three-month period.

In the meantime, the new consolidated contract was prepared, issued, opened and evaluated. The bids submitted, however, exceeded the department's budget.

For the interim period, DPM and Transit, proceeded to negotiate with the low bidder under the new consolidated contract for **Groups 1 and 3**, and succeeded in incorporating the new, competitively bid hourly unit prices into this short-term emergency award, as well as reducing the work hours per week from approximately 2664 to 1676 due to changes in the metrorail schedule and budgetary constraints.

Target date for new  
contract to be in place:      October 1, 2004

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**SECTION # 6**  
**NON COMPETITIVE CONTRACT MODIFICATIONS**

**6.1**

**BID NUMBER:** BW6103-4/07-2

**Title:** G.R.E.A.T. Promotional Items, Youth Program

| <u>Department(s):</u> | <u>Existing<br/>Allocation(s):</u> | <u>Additional<br/>Allocation(s):</u> | <u>Modified<br/>Allocation(s):</u> |
|-----------------------|------------------------------------|--------------------------------------|------------------------------------|
| MDPD                  | \$99,500.00                        | \$120,500.00                         | \$220,000.00                       |

|                    |        |        |        |
|--------------------|--------|--------|--------|
| Unallocated Funds: | \$ -0- | \$ -0- | \$ -0- |
|--------------------|--------|--------|--------|

**Vendor(s):** Best Impressions, Inc. d/b/a Best Impressions; Creative Impressions Marketing NW, Inc.; Treadway Graphics

**Type of Change:** Increase in spending authority

**Existing Allocation:** \$ 99,500.00

**Increase By:** \$120,500.00

**Modified Allocation:** \$220,000.00

**Current Expiration:** June 30, 2005

**Modified Expiration:** Same

**Reason for Change:** Authorization is requested for additional spending authority under this bid waiver contract, now in its second OTR (option-to-renew) period, due to new federal funds obtained by the Miami Dade Police Department by way of a new Byrne Formula Grant issued by the State of Florida, Office of Criminal Justice Grants (Florida Department of Law Enforcement), that was received by its Community Affairs Bureau.

The grant, as long as it is used, requires the use of G.R.E.A.T items and curriculum to fulfill its funding requirements.

The new Byrne Formula grant will consist of more than 25 officers teaching the Gang Resistance Education And Training (G.R.E.A.T.) program in an after school environment, as well as a fulltime summer camp. The

Byrne grant will reach over 6,500 students and will provide school supplies, graduate shirts, promotional items and awards to the students. In addition, the G.R.E.A.T. program continues with six officers teaching in thirteen middle schools that reach over 3,000 additional students and also utilizes promotional items, graduate shirts, school supplies and awards that will require expenditures that will exceed the current allocated amount.

Currently, the three vendors that are nationally authorized to reproduce the materials and items needed for the program are part of this contract. When an order is identified, the department will solicit price quotations from all three vendors.

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## 6.2

### **BID NUMBER:**

SS6218-2/04-2

Title: Microwave Data System Radio Equipment Parts and Repairs

| <u>Department(s):</u> | <u>Existing<br/>Allocation(s):</u> | <u>Additional<br/>Allocation(s):</u> | <u>Modified<br/>Allocation(s):</u> |
|-----------------------|------------------------------------|--------------------------------------|------------------------------------|
| WASD                  | \$505,000.00                       | \$550,000.00                         | \$1,055,000.00                     |

|                    |        |        |        |
|--------------------|--------|--------|--------|
| Unallocated Funds: | \$ -0- | \$ -0- | \$ -0- |
|--------------------|--------|--------|--------|

Vendor(s): Microwave Data Systems, Inc.

Type of Change: Increase in spending authority and time

Existing Allocation: \$ 505,000.00

Increase By: \$ 550,000.00

Modified Allocation: \$1,055,000.00

Current Expiration: July 31, 2004

Modified Expiration: January 31, 2005

Reason for Change: Authorization is requested for additional spending authority and time under this sole source contract, now in its second and final OTR (option-to-renew) period, to allow WASD to continue to expand the existing Microwave Data Systems radio equipment that is the communication component of the Supervisory Control and Data Acquisition System (SCADA).

The SCADA system controls the entire water pipeline system from a central site. It monitors all of the County's water and wastewater pumping and treatment facilities.

There are currently 1000 Microwave Data Systems remote units that receive data and transmit all types of commands through the licensed frequency radios to the waster and wastewater pump stations and treatment plants such as opening the flood gates, turning on the pumps and switching pipelines. It also transmits data back to the central site and alerts WASD of any system failure and malfunction.

This sole source contract consists of the purchase of all hardware, parts, software, engineering services, repairs and training.

The expansion of this system has become a requirement of various regulatory agencies and consent decrees. The consent decree filed by the US District Court in Case No. CIV-93-1109 mandates that Miami-Dade County keep the system upgraded to the highest degree as a matter of "endangerment to the health and welfare of persons". Severe monetary penalties are set forth in this decree if the conditions are not met by the deadlines stipulated. This modification is necessary if these conditions are to be met and costly fines are to be avoided.

As part of the County's effort to minimize sole source purchases, the Department of Procurement Management will include these products and services in a new contract pool of pre-qualified vendors in an effort to obtain spot-market bidding that will also include "equal to" and/or aftermarket parts and services. The present contract modification, therefore, will allow sufficient time for the Miami-Dade Water and Sewer Department to submit its specifications and requirements for the new contract pool to the Department of Procurement Management.

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### 6.3

**BID NUMBER:** 6539-2/04-2

Title: Quicklime

| <u>Department(s):</u> | <u>Existing Allocation(s):</u> | <u>Additional Allocation(s):</u> | <u>Modified Allocation(s):</u> |
|-----------------------|--------------------------------|----------------------------------|--------------------------------|
| WASD                  | 1,944,780.00                   | \$3,000,000.00                   | \$4,944,780.00                 |

|                    |        |        |        |
|--------------------|--------|--------|--------|
| Unallocated Funds: | \$ -0- | \$ -0- | \$ -0- |
|--------------------|--------|--------|--------|

Existing Vendor(s): Carmeuse Lime & Stone

Type of Change: Increase in spending authority

Existing Allocation: \$1,944,780.00

Increase By: \$3,000,000.00

Modified Allocation: \$4,944,780.00

Current Expiration: November 30, 2004

Modified Expiration: Same

Reason for Change: Authorization is requested for additional spending authority under the existing contract, now in its second and final OTR (option-to-renew) period, to purchase quicklime, the principal chemical used by WASD in the water treatment process.

An increase in the outright purchase of quicklime is due to three factors: equipment problems at the John E. Preston Water Treatment plant; an anticipated increase in the overall usage of quicklime due to new water treatment processes; and an increase in the price of quicklime from \$111.95 to \$118.95 per ton.

Using equipment known as a "slaker", until recently the John E. Preston Water Treatment plant had the ability to produce its own quicklime from re-calcified lime produced by the Hialeah Lime Plant.

As part of construction project No. W-665B, in November 2003, the old "slakers" at the John E. Preston

plant were retired and new slakers were put into service. The new slakers and feeders, however, did not function properly and caused irregular PH levels in the water. The department is currently working with the equipment manufacturer, contractors and consultants to solve the construction and equipment problems, but does not have a timetable for completion at this time. The use of this new equipment was discontinued and Water and Sewer had no alternative but to increase the amount of quicklime purchased under this contract.

This, together with the other two factors noted above, has created the need to request approval of this additional allocation under the existing contract.

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**6.4****BID NUMBER:**

SS6591-2/04-2

Title: Process Control System (SCADA)

| <u>Department(s):</u> | <u>Existing<br/>Allocation(s):</u> | <u>Additional<br/>Allocation(s):</u> | <u>Modified<br/>Allocation(s):</u> |
|-----------------------|------------------------------------|--------------------------------------|------------------------------------|
| WASD                  | \$1,700,000.00                     | \$1,950,000.00                       | \$3,650,000.00                     |

|                    |        |        |        |
|--------------------|--------|--------|--------|
| Unallocated Funds: | \$ -0- | \$ -0- | \$ -0- |
|--------------------|--------|--------|--------|

Vendor(s): Bristol Babcock, Inc.

Type of Change: Increase in spending authority and time

Existing Allocation: \$1,700,000.00

Increase By: \$1,950,000.00

Modified Allocation: \$3,650,000.00

Current Expiration: July 31, 2004

Modified Expiration: January 31, 2005

Reason for Change: Authorization is requested for additional spending authority and time under the existing contract, now in its second and final OTR (option-to-renew) period, for the continued expansion of the existing system to remote areas. The Supervisory Control and Data Acquisition System (SCADA) was designed by Bristol Babcock specifically for the Miami-Dade Water & Sewer Department.

The SCADA system controls the entire water pipeline system from a central site. It monitors all of the County's water and wastewater pumping and treatment facilities.

This sole source contract consists of the purchase of all hardware, parts, software, program engineering services, support services, workstations, repairs and training.

The expansion of this system has become a requirement of various regulatory agencies and consent decrees. The consent decree filed by the US District Court in Case No. CIV-93-1109 mandates that Miami-Dade County keep the

system upgraded to the highest degree as a matter of “endangerment to the health and welfare of persons”. Severe monetary penalties are set forth in this decree if the conditions are not met by the deadlines stipulated. This modification is necessary if these conditions are to be met and costly fines are to be avoided.

As part of the County’s effort to minimize sole source purchases, the Department of Procurement Management will include these products and services in a new contract pool of pre-qualified vendors in an effort to obtain spot-market bidding that will also include “equal to” and/or aftermarket parts and services. The present contract modification, therefore, will allow sufficient time for the Miami-Dade Water and Sewer Department to submit its specifications and requirements for the new contract pool to the Department of Procurement Management.

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**6.5****BID NUMBER:**

SS7054-0/07

Title: Original Equipment Manufacturer (OEM) Replacement Parts "Steco" Brand Transfer Trailers

| <u>Department(s):</u> | <u>Existing Allocation(s):</u> | <u>Additional Allocation(s):</u> | <u>Modified Allocation(s):</u> |
|-----------------------|--------------------------------|----------------------------------|--------------------------------|
| GSA                   | \$99,500.00\$                  | \$20,000.00                      | \$119,500.00                   |

|                    |        |        |        |
|--------------------|--------|--------|--------|
| Unallocated Funds: | \$ -0- | \$ -0- | \$ -0- |
|--------------------|--------|--------|--------|

Vendor(s): Blue Tee Corp. d/b/a Steco, Inc.

Type of Change: Increase in spending authority

Existing Allocation: \$ 99,500.00

Increase By: \$ 20,000.00

Modified Allocation: \$119,500.00

Current Expiration: January 31, 2007

Modified Expiration: Same

Reason for Change: Authorization is requested for additional spending authority under this sole source contract to purchase replacement parts for these transfer trailers while a competitive bid is solicited and awarded.

The Fleet Management Division of GSA, which orders the parts and does the actual repairs, is attempting to lower the costs of these parts together with the Department of Procurement Management by preparing appropriate specifications for the parts required and issuing a competitive bid.

During recent years, additional operational requirements have been placed on these trailers causing higher loading rates, greater usage and a significantly greater use of replacement parts than was originally projected in 2000 and 2001. The original dollar expenditures were approximately \$1,100.00 per month but have increased to \$4,000.00 per month, a 270% increase over initial projections.

If a more favorable pricing structure is obtained under the competitive bid, then the new contract will be awarded and this sole source contract will be cancelled with thirty days notice.

Target date for new  
contract to be in place:

Staff anticipates having the replacement contract in place  
by October 1, 2004.

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**SECTION # 7**  
**CONFIRMATION PURCHASES**

**7.1**

**BID NUMBER:**

CP1798-CR

**Title:**

Victim Information/Notification Program

**Description:**

To provide services under the Victim Information/Notification Everyday program. These services, required by Florida Statutes 944.605 and 960.001, provide victims of crimes with the current status of convicted offenders as well as any change in status.

**Department(s)**

Corrections & Rehab.

**Allocation(s)**

\$126,000.00

**Term of Contract:**

Upon completion

**Option(s) to Renew:**

None

**Vendor(s):**

Appriss, Inc.

**Estimated Contract Usage:**

\$126,000.00

**Review Committee**

**Recommendation:**

No measure, confirmation purchase.

**Review Committee Date:**

May 5, 2004; Item #2-09

**Living Wage:**

Not applicable (no services contemplated).

**Justification:**

Authorization is requested for spending authority to allow the Corrections Department to pay outstanding invoices incurred between July 1, 2002 and March 31, 2004 in the amount of \$126,000.00 for services provided under the Victim Information/Notification Everyday Program.

Florida Statute 944.605 mandates that victims of crimes be provided with the current status of convicted offenders as well as any change in status. In 1996, the State Attorney's Office entered into a contract with Appriss, Inc. to implement a victim information and notification system for the local state and county jail system. From 1996 to July 2002, the State Attorney's Office absorbed the cost of the Victim Information and Notification Everyday (VINE) program at \$10,000.00 per month.

In May of 2002, the County was advised that the State Attorney's Office would continue to provide the service to local state jails but would no longer provide the service nor absorb the expense for county jails. As a result, the Corrections Department would have to pick up the expense for these mandated services (\$6,000 monthly).

The vendor, Appriss, Inc., did not have a contractual agreement with the County and was not a registered county vendor. The Corrections Department explored several avenues to enable the department to pay the monthly invoices to the vendor. These efforts included asking the State Attorney's Office to allow the County to pay the invoices through the State Attorney's existing contract with the vendor, which was rejected.

Effective April 1, 2004, the department will access State contract RFP No. 01-DC-7407 with Appriss, Inc. for these mandated services and to facilitate direct payment by the County.

This "confirmation purchase" is necessary, therefore, under Administrative Order 3-38 to approve the payment of invoices incurred from July 1, 2002 through March 31, 2004.

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